

hereby certify that this correspondence is being deposited with th United States Postal Service as first class mail in an envelop addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on August 30, 2004. 55,668

IN THE UNITED STATES PATENT & TRADEMARK OFFICE RESPONSE/AMENDMENT

Mail Stop Amendment COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an AMENDMENT for the patent application:

Application No. 09/939.237

Applicant(s) Raul V. Nunes, et al. Filed

Title BEVERAGE COMPOSITIONS COMPRISING

August 24, 2001

ARABINOGALACTAN AND DEFINED VITAMINS

OTHER THAN A

TOTAL

TC/A.U. 1761

Examiner Helen F. Pratt

Conf. No. 3412 Docket No. 8270 27752 Customer No.

1. [X] No additional fees (claims fees or extension fees) are known to be required.

[] The fee has been calculated as shown below:

(Col. 1) (Col. 2) (Col. 3) **SMALL ENTITY** CLAIMS HIGHEST NO. REMAINING AFTER **PREVIOUSLY** PRESENT AMENDMENT PAID FOR EXTRA* RATE FEE TOTAL MINUS \$18 = \$ INDEP. MINUS *** \$86 = \$ Х FIRST PRESENTATION OF MULTIPLE DEP. CLAIM + \$290 = \$

If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

If the highest number of total claims previously paid for is less than 20, write "20" in this space.

If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

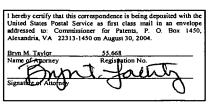
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - [x] Any patent application processing fees under 37 CFR §1.16.
 - b. [x] Any patent application processing fees under 37 CFR §1.17.
- 4. The Director is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Bryn' T. Lorent? Attorney or Agent for Applicant(s)

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P&G Case 8270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of

RAUL V. NUNES, et al. : Confirmation No. 3412 Serial No. 09 / 939, 237 : Group Art Unit: 1761

Filed: August 24, 2001 : Examiner: Helen F. Pratt

For: BEVERAGE COMPOSITIONS COMPRISING ARABINOGALACTAN AND DEFINED

VITAMINS

REPLY UNDER 37 CFR §1.111

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In response to the May 28, 2004 Office Action, the following amendments and response are submitted under 37 C.F.R. §1.111. Applicants respectfully request the Examiner please enter the following amendments and consider the following remarks.

Amendments: begin on page 2 of this paper.

Remarks / Arguments: begin on page 4 of this paper.